

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
AMARILLO DIVISION**

FIRSTBANK SOUTHWEST	§	
<i>Plaintiff,</i>	§	
	§	
v.	§	Civil Action No. 2:21-cv-00024-Z
	§	
HEARTLAND FINANCIAL USA,	§	
INC. d/b/a FIRSTBANK & TRUST,	§	
and FIRSTBANK & TRUST TEXAS	§	
<i>Defendant.</i>		

**AGREED MOTION TO EXTEND DEADLINE  
TO ANSWER OR RESPOND TO AMENDED COMPLAINT**

Defendant Heartland Financial USA, Inc. (“Heartland”) files this Agreed Motion to Extend Deadline to Answer or Respond to Amended Complaint and respectfully show as follows:

1. On January 8, 2021, Plaintiff FirstBank Southwest filed its Original Petition against Heartland in the 251st Judicial District Court, Randall County, Texas.
2. On February 10, 2021, Heartland timely removed the action to this Court. [Doc. No. 1.]
3. On February 16, 2021, Heartland filed a Motion to Dismiss. [Doc. No. 5].
4. Plaintiff filed an amended complaint (“Amended Complaint”) on March 9, 2021, adding FirstBank & Trust Texas as a defendant. [Doc. No. 6]. No return of service has been filed yet for Defendant FirstBank & Trust.
5. Heartland’s deadline to answer or otherwise respond to the Amended Complaint is March 30, 2021, per Federal Rule of Civil Procedure 15.

6. Heartland requests an extension of the deadline to answer or otherwise respond to the Amended Complaint to April 13, 2021.

7. Plaintiff has agreed to Heartland's request.

WHEREFORE, PREMISES CONSIDERED, Defendant Heartland Financial USA, Inc. respectfully request this Court extend its deadline to answer or otherwise respond to Plaintiff's Amended Complaint by 14 days to April 13, 2021.

Respectfully submitted,

/s/ Craig B. Florence  
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**ATTORNEYS FOR DEFENDANT  
HEARTLAND FINANCIAL USA, INC.**

### **CERTIFICATE OF CONFERENCE**

The undersigned counsel for Defendant Heartland Financial USA, Inc. hereby certifies that on March 29, 2021, he conferred via electronic mail with counsel for Plaintiff concerning the relief requested herein. Counsel for Plaintiff agreed to the relief requested.

/s/ Craig B. Florence  
Craig B. Florence

### **CERTIFICATE OF SERVICE**

The undersigned Counsel hereby certifies that the foregoing has been served via ECF and/or email on this the 29th day of March 2021, to the following:

/s/ Abigail K. Drake  
Abigail K. Drake

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